18 *May* 1818.

(Ireland.)

A

B I L L

To amend Two Acts, made in the last Session of Parliament, for authorizing the Issue of Exchequer Bills, and the Advance of Money for carrying on Public Works and Fisheries, and Employment of the Poor; and to extend the Powers of the Commissioners appointed for carrying the said Acts into execution in *Ireland*.

Note.—*The Figures in the Margin denote the number of the Folios in the written Copy.*

1 WHEREAS by an Act made in the last Session of Parliament, intituled, "An Act to authorize the issue of Exchequer "Bills, and the advance of Money out of the Consolidated Fund, to a "limited amount, for the carrying on of public Works and Fisheries in "the United Kingdom, and employment of the Poor in *Great Britain*, "in manner therein mentioned;" it is among other things enacted, That at any time after the passing of the said Act, by or out of such Monies as shall at any time or times remain in the receipt of the Exchequer of *Ireland*, or out of the growing produce of the Consolidated Fund of the United Kingdom arising in *Ireland* (after paying or reserving sufficient to pay all such sum and sums of Money as have been directed by any former Act or Acts of Parliament, to be paid in *Ireland* out of the said Consolidated Fund) there should and might be issued, by order of
2 the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, from time to time, in manner and under the regulations in the said Act mentioned and contained, any sum or sums of Money not exceeding in the whole the sum of Two hundred and fifty thousand Pounds, to be applied to the purposes of the said Act, in manner and under the regulations therein mentioned; and it was also enacted, That it should be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to appoint such persons as he or they should think fit to be Commissioners for the execution of the said Act in *Ireland*, in manner therein mentioned:

57 G. 3, c. 34.

§ 5. empowering the Lord Lieutenant to order advance of £. 250,000 out of Consolidated Fund.

§ 6.

And

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c. 124. And whereas the said recited Act was amended by another Act, made in the same Session of Parliament; and it is expedient that the said recited Acts shall be amended in manoer hereinafter mentioned;

BE it therefore Enacted, by The KING's Most Excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, THAT it shall and may be lawful to and for the Com- 3
missioners for the time being for the execution of the said recited Acts in *Ireland*, by and with the approbation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to make any advance of money under the said recited Acts and this Act, in aid of any Public Work carried on under the direction of any Corporation in *Ireland*, or of any Commissioners appointed by Parliament, or by the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, upon the credit of any Rates, Rents, Tolls or Profits, which are or shall be levied paid and applied, under the authority or controul of any such Corporation, or of any Commissioners or persons so appointed; and also to make any such advances upon the credit of any Presentment to be made by the Grand Jury of any County, or County of a City or County of a Town, provided that such Presentment be made in the manner hereinafter mentioned and directed; and that in all cases where any advance of money shall be made upon the credit of any such Rates, Rents, Tolls or Profits, or of such Presentments, it shall and may be lawful to and for the said Commissioners, by and with the 4
consent aforesaid, to direct such advance to be made upon one or more mortgage or mortgages, assignment or assignments of such Rates, Rents, Tolls or Profits, only without requiring any personal security for the same; and also to advance any sum or sums of Money under the provisions of the said recited Acts and this Act, at such rate of Interest, not less than nor more than as to the said Commissioners shall seem fit, and to provide that the Principal Money so to be advanced shall be repaid by instalments, in any sum or sums not less than per cent per annum of the Principal Money so lent or advanced, as the said Commissioners shall think fit.

Commissioners may advance Money for Public Works, under direction of any Corporation or Commissioners, on the credit of the Rates, &c.

or on the credit of Presentments to be made by Grand Juries.

Upon Mortgage of the Rates, &c. without any personal Security;

and to advance any Sum at Interest from £. 5. to £. 6. per Cent. payable by Instalments.

And be it further Enacted, That it shall and may be lawful to and for any Grand Jury of a County, or County of a City, or County of a Town, at any Assizes, or if in the County of *Dublin*, or County of the City of *Dublin*, in any Presenting Term, to present any sum or sums of Money for the purpose of any Public Work, which it is by the laws now in force, competent for them to present, in order to obtain advances of money from the said Commissioners, and to set forth in such Presentment that 5
such sum or sums of Money shall be raised and levied by yearly instalments of not less than per centum of the whole sum to be expended, and likewise to present a sum sufficient to pay the annual interest of such sum or sums to be so expended, at a rate not less than per cent, nor more than per cent, and to set forth in such Presentment what part thereof shall be raised upon any Barony

Grand Juries may make Presentments for any Public Works, in order to obtain Advances of Money for the same, payable by Instalments with £. 5. per Cent. Interest.

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Barony or Baronies in such County, or on the County at large; and that the Treasurer of such County, County of a City, or County of a Town, shall from time to time, without further authority or presentment in that behalf, insert in his warrant at each Assizes, or Presenting Term (if in the County of *Dublin*, or County of the City of *Dublin*) the portion or portions so set forth of the sum so presented, and the sum for annual interest thereof; and the same shall be raised and levied in like manner from time to time, and with like remedy in case of non-payment, as all other money directed by such warrant is by law to be levied; and when
6 and so soon as such Presentment shall have been duly certified by the acting Clerk of the Crown, to the Commissioners for the execution of the said recited Act and this Act, and not sooner, it shall and may be lawful to and for the said Commissioners to advance such sum of Money so presented, or any part thereof, as hereinbefore mentioned, to the Treasurer of such County, County of a City, or County of a Town, to be applied for the purpose of accomplishing the works for which such Presentment or Presentments shall have been made; and all such money so advanced and paid to such Treasurer, shall be accounted for by him in like manner as any other monies received by him for the use of such County; and all securities given by him or on his behalf, shall extend to such money.

Presentment being certified by Clerk of the Crown to the Commissioners, they may advance the Money.

And be it further Enacted, That every such Treasurer receiving any such money shall pay into the receipt of His Majesty's Exchequer in *Ireland*, all such sums as shall from time to time be received from the Baronial or other Collectors by virtue of the Presentments, on account of which such money shall have been advanced, until the whole sum ad-
7 vanced shall be repaid, together with interest for the same, at the rate at which it shall have been agreed that the same shall be repaid.

Treasurer shall pay Instalments as received into the Exchequer.

Provided always, and it is hereby Enacted, That if any sum or sums of Money, for re-payment of which any Presentment or Presentments shall have been made, shall not be obtained from or granted by the said Commissioners for the execution of the said recited Acts and this Act, within from the time of making such Presentment or Presentments, that then and in such case every such Presentment or Presentments, for or on account of which Money shall not have been obtained as aforesaid, shall be quashed or vacated by the next going Judge of Assize, or by His Majesty's Court of King's Bench if in the County or County of the City of *Dublin*, at the Assizes or in the Term, as the case may be, next following the expiration of the said any thing in this Act contained to the contrary thereof notwithstanding; and if it shall so happen that any money shall have been raised by virtue of any such Presentment or Presentments, which shall not be required for the purposes for which it shall have been so raised, the same shall be
8 carried to the credit generally of the County, or of the County of the Town, or of the County of the City whereon the same shall have been levied by the Treasurer of such County, or County of a Town, or County of a City respectively.

If Money not advanced in Six months Presentment shall be quashed.

Surplus Money raised shall be carried to the credit of the County.

And

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Advances on Credit of Presentments may be paid by Mortgage or Assignment of Presentments, whereof Notice shall be given to the County Treasurer, and he shall duly assemble the Agents.

And be it further Enacted, That in all cases where any advance or advances of Money shall be required to be made on the security of any Presentment or Presentments, directed by any Act or Acts of Parliament in force in *Ireland*, to be made by any Grand Jury or Grand Juries in *Ireland*, for any special or particular purpose or purposes, or in aid of any Public Works or Charitable Institutions, carried on under the management or direction of any Corporation, or of any Commissioners or Persons appointed as in the said recited Act and hereinbefore mentioned, it shall and may be lawful for the Commissioners for the execution of the said recited Act and this Act in *Ireland*, by and with the consent and approbation aforesaid, to direct such advance or advances to be made upon Mortgage or Assignment of such Presentment or Presentments, without requiring any person or persons to enter into any personal security for the same, such advances to be made at such rate of Interest not less than per cent per annum, nor more than per cent per annum, as to the said Commissioners for the execution of the said recited Act and this Act in *Ireland* shall seem fit; and provided that the principal sum or sums to be so advanced, shall be repaid by instalments of not less than per cent per annum on the original principal sum advanced, as the said Commissioners shall think fit; and that it shall and may be lawful to and for the Commissioners for the execution of the said recited Acts and this Act, to take and accept a Mortgage or Mortgages of such Presentment or Presentments, for securing the repayment of such advance or advances and the interest thereof; or to advance money upon the credit of such Presentment or Presentments, to be secured by any such Deed or Deeds or other Instrument, or by such other method as shall be deemed necessary for that purpose by the said Commissioners; and that it shall and may be lawful to and for the Grand Jury, who shall be sworn at such Assizes, or at such Term if in the County of *Dublin* or County of the City of *Dublin*, as the case may be, at which such Presentment shall have been made, to assign such Presentment, and the money to be derived thereby to the said Commissioners, by such Deed or Instrument as shall be required by the said Commissioners; notice of which Deed or Deeds or such Security shall be given in writing to the Treasurer or Treasurers of the County or Counties upon which the Presentment or Presentments so to be assigned, mortgaged or secured, shall have been directed to be raised; and from thenceforth such Treasurer or Treasurers shall be accountable for the due and regular payment of the annual sums so agreed to be repaid in discharge of such principal sums and the interest thereof, at the times and in the manner set forth in such Deed or Deeds of Assignment or Mortgage to be executed as aforesaid; and all Securities given by him or them, or on his or their behalf, shall extend to such money.

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No Bond or other Security to be liable to Stamp Duty.

And be it further Enacted, That no Bond to His Majesty, nor any heritable securities, nor any assignment of heritable securities, nor any Mortgage, Surrender, Assignment, or other Instrument or Assurance, taken by the said Commissioners in the name of their Secretary for the time being or otherwise, under the said recited Acts or this Act; nor any examination

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examination, affidavit, deposition, receipt or consent by sureties or surety, to an extension of time granted by the said Commissioners for payment
11 of any Exchequer Bills, or money advanced to any principal by virtue of the said recited Acts or this Act, or any receipt or other document that may be taken or made under and by virtue of the said recited Acts or this Act, and for the purpose of carrying the said Acts and each of them into execution, shall be liable to any Stamp Duty whatever, any thing in any Act or Acts heretofore made to the contrary in anywise notwithstanding.

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Sess. 1818.

(Ireland.)

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B I L L

To amend Two Acts, made in the last Session of Parliament, for authorizing the Issue of Exchequer Bills, and the Advance of Money for carrying on Public Works and Fisheries, and Employment of the Poor; and to extend the Powers of the Commissioners appointed for carrying the said Acts into execution in *Ireland*.

Ordered, by The House of Commons, *to be Printed,*
18 *May* 1818.

317.

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